IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH AT HYDERABAD

HON'BLE Mr. JUSTICE R. SUBHASH REDDY

Writ Petition No.16635 of 2006

Dated: August 9, 2006

Between:

Thota Siddartha, S/o. Thota Muralikrishna, aged 15 years, Occ: Student, R/o. Railway quarter No.A-50, Kacheguda, being minor represented by his natural guardian Thota Muralikrishna.

… Petitioner

And

The Commissioner for Government Examinations, Andhra Pradesh, Hyderabad.

… Respondent

Order:

The petitioner, a student who completed his S.S.C., has filed this writ petition seeking Mandamus to declare the action of the respondent in not properly recounting his marks as illegal and arbitrary.

2. Petitioner appeared for S.S.C. examination in March, 2006 and passed in first division. He secured 90 marks in first language, 72 marks in second language, 99 marks in Mathematics, 93 marks in

science, 98 marks in social studies and 80 marks in third language. The petitioner secured 532 marks in aggregate. On the ground that the he was expecting more marks than what he actually secured, the petitioner applied for recounting in the subjects of Hindi, Telugu, English and Mathematics. Thereafter, the respondent, by Memo Rc.No.150/D2-2/06, informed the petitioner that the marks awarded to him in the aforesaid subjects had been recounted and no change has been found in the marks already recorded in the memorandum of marks. Hence, the petitioner filed the present writ petition alleging that the respondent has not recounted the marks properly.

3. The case of the petitioner is that he is expecting higher marks than the marks, which were actually recorded in the memorandum of marks. However, it is to be seen that expectation of students is not the criterion for awarding marks. It is for the examiners, who are experts in the field, to look into a particular answer and make their own assessment for awarding marks, having regard to the nature of question and the way in which the student answers it. Moreover, the respondent has recounted the marks at the request of the petitioner and informed him that there is no change in the marks already recorded in the memorandum of marks.

4. The writ petition is devoid of merits and is accordingly dismissed. There shall be no order as to costs.

_____

JUSTICE R. SUBHASH REDDY.

August 9, 2006
MRR